



TFW 1652

Atty. Dkt. No. 032026-0579

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Perry A. FREY and Frank J.
RUZICKA

Title: METHOD FOR PRODUCING L-
 β -LYSINE

Appl. No.: 09/847,010

Filing Date: 05/01/2001

Examiner: Richard G. Hutson

Art Unit: 1652

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| <p>CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p>Joseph P. Meara (Printed Name)</p> <p><i>Joseph P. Meara</i> (Signature)</p> <p>November 3, 2005 (Date of Deposit)</p> |
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SUPPLEMENTAL AMENDMENT UNDER 37 C.F.R. §1. 111 TO THE REQUEST FOR CONTINUED EXAMINATION

Mail Stop Amendment
Commissioner for Patents
PO Box 1450
Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the office communication dated October 6, 2005, concerning the above-referenced patent application. This communication replaces the amendment and remarks, in their entirety, offered by the Applicants in the Submission Accompanying Request for Continued Examination filed by the Applicants on April 13, 2004. The one-month period for response to the communication is set to expire on November 6, 2005. Accordingly, Applicants believe that this response is timely filed.

No additional fee is believed to be due for this filing. Should any additional fee be due, the Patent Office is hereby authorized to charge such fees to deposit account No. 50-2350. Should no separate, or an incorrect, petition for an extension of time accompany this communication, applicants hereby petition for such extension under 37 C.F.R. §1.136 to make submission of the papers submitted herewith timely and authorize payment of any such

extensions fees to Deposit Account No. 50-2350. For the purpose of charging said deposit account, a duplicate of pages 1, 2 and the signature page of this response is submitted herewith.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this document.

Remarks/Arguments begin on page 7 of this document.

Please amend the application as follows: